

Docket No.: 110344.101US2

PATENT/OFFICIAL

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T/D
1/16/04



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inter Application of

Alexander D. STOYEN

Serial No. 10/067,255

: Group Art Unit: 2121

Filed: February 7, 2002

: Examiner: Kelvin E. Booker

For: METHOD AND SYSTEM FOR
INTELLIGENT AGENT DECISION:
MAKING FOR TACTICAL
AERIAL WARFARE

Honorable Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

TERMINAL DISCLAIMER PURSUANT TO 37 CFR § 1.321(b)

21ST Century Systems, Inc. (Your Petitioner), a corporation under the State of New York, and having an office at 420 Hardscrabble Road, Chappaqua, NY 10514-3030, represents that it is the Assignee of the entire right, title and interest in and to U.S. Application Serial No. 10/067,255 entitled METHOD AND SYSTEM FOR INTELLIGENT AGENT DECISION MAKING FOR TACTICAL AERIAL WARFARE filed on February 7, 2002, by virtue of an Assignment executed by the inventors recorded at Reel 012594, Frame 0943.

Your Petitioner further represents that it is the assignee of the entire right, title and interest in and to United States Patent No. 6,360,193 (09/277,776), by virtue of the Assignment executed by the inventors and recorded at Reel 009868, Frame 0100.

Your Petitioner hereby disclaims the terminal part of any patent granted on said U.S. Application Serial No. 10/067,255, which would extend beyond the expiration date of U.S. Patent No. 6,360,193 and any patent(s) which issue therefrom.

01/02/2004 WASFAW1 00000118 080219 10067255

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Serial No. 10/067,255

Your Petitioner further agrees that any patent issuing on said U.S. Patent Application Serial No. 10/067,255 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,360,193 and any patent(s) which issue therefrom, this agreement to run with any patent granted on said U.S. Patent Application Serial No. 10/067,255 and to be binding upon the grantee, its successor or assigns.

In making the above disclaimer, petitioner does not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§§§ 154, 155, 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned Attorney of Record further declares that all statements made herein of its own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Please charge the \$55.00 (1/2 of \$110.00) Disclaimer fee to Deposit Account Number 08-0219.

Respectfully submitted,

HALE AND DORR LLP



Ira H. Donner

Registration No. 35,120

1455 Pennsylvania Ave., NW
Washington, DC 20004
TEL 202.942.8400
FAX 202.942.8484
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